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PETER W. TILL*

**Admitted to NJ & DC Bar*

February 6, 2008

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VIA SAME DAY NEW JERSEY LAWYERS SERVICE

United States District Court Clerk
United States District Court
District of New Jersey
Martin Luther King Jr. Federal Building and Courthouse
50 Walnut Street
Newark, New Jersey 07102

08-640 (344)
2008 FEB -6 P 3:47

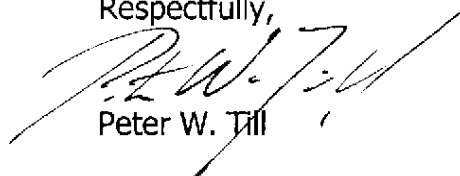
RECEIVED-CLERK
U.S. DISTRICT COURT

**Re: Elizabeth Silver Fagan and Edward D. Fagan
vs.
Margaret Jaffe, et al. and
Baldwin & Associates Construction, Inc., et al.
Superior Court, Law Division
Essex County Docket No.: ESX-L-7205-07**

Dear Sir/Madam:

On behalf of the Defendants and Additional Defendants for Injunctive Relief, now enclosed is an original and two copies of a Civil Cover Sheet and a Certification Pursuant to Local Civil Rule 11.2, inadvertently left out of the package of filings to the Court yesterday, February 5, 2008.

Respectfully,


Peter W. Till

PWT/amm

Encls.

cc: Superior Court Clerk, Essex County (via Ordinary Mail – one courtesy copy)
Elizabeth Silver Fagan, Pro Se Plaintiff (w/encl.)
Edward D. Fagan, Esq. Pro Se Plaintiff (w/encl.)

JS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

(b) County of Residence of First Listed Plaintiff Essex County
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)

Elizabeth Silver-Fagan, Plf. Pro Se Edward D. Fagan, Esq., Pltf. Pro Se
10 Ferncliff Terrace, Short Hills, NJ 5 Penn Plaza, 23rd Fl., NY, NY

DEFENDANTS

County of Residence of First Listed Defendant Union County
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

Attorneys (If Known)

Law Offices of Peter W. Till
105 Morris Avenue, Suite 201, Springfield, NJ 07081 (973) 258-0064

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
☐ 2 U.S. Government Defendant
☐ 3 Federal Question (U.S. Government Not a Party)
☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- (For Diversity Cases Only)
- | | | | | | |
|---|---|---|---|--------------------------------|--------------------------------|
| Citizen of This State | PTF <input checked="" type="checkbox"/> 1 | DEF <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State | PTF <input type="checkbox"/> 4 | DEF <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

| CONTRACT | TORTS | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES |
|--|---|--|---|--|
| <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise | PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input checked="" type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability | <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act | <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609 | <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes |
| REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property | CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights | PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition | | |

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding
☒ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from another district (specify)
☐ 6 Multidistrict Litigation
☐ 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Brief description of cause:

Action for claims to preserve certain personal and real property already belonging to certain Defendants

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

02/05/2008

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING TFP

JUDGE

MAG. JUDGE

2008 FEB -6 PM 3:47

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U.S. DISTRICT COURT

LAW OFFICES OF PETER W. TILL

105 Morris Avenue – Suite 201
Springfield, New Jersey 07801
(973) 258-0064
Attorneys for Defendants and
Additional Defendants for Injunctive Relief

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

ELIZABETH SILVER FAGAN
EDWARD D. FAGAN,

Plaintiff,

v.

DAVID H. JAFFE, MARGARET E. JAFFE,
KENN KIMM ROGERS, MINDY JAFFE
ROGERS

Defendants.

and

BALDWIN & ASSOCIATES CONSTRUCTION
INC., BALDWIN ASSOCIATES INC.;
BALDWIN ASSOCIATES LLC; NEW
BALDWIN ASSOCIATES, LLC; MAYFLOWER
REALTY CO. LLC; BEST VALLEY REALTY;
DAVID JAFFE MANAGEMENT CO.;
LAKESIDE GARDEN APARTMENTS; SO.
CLINTON PARTNERSHIP and VILLAGE
APARTMENTS;
THE JAFFE FAMILY 2002 IRREVOCABLE
TRUST; THE JAFFE FAMILY 2003
IRREVOCABLE TRUST; THE JAFFE FAMILY
2004 IRREVOCABLE TRUST; THE JAFFE
FAMILY 2005 IRREVOCABLE TRUST;
MINDY JAFFE ROGERS, TRUSTEE OF
ASSETS AND TRUST ASSETS OF DAVID H.
JAFFE AND MARGARET E. JAFFE; MINDY
JAFFE ROGERS, OWNER/PRIMARY
BENEFICIARY OF WHOLE LIFE INSURANCE
POLICIES ISSUED BY PACIFIC LIFE
INSURANCE CO. POLICY NUMBERS
UNKNOWN ON LIFE OF DAVID H. JAFFE
AND MARGARET E. JAFFE; MINDY JAFFE
ROGERS, PRIMARY BENEFICIARY OF
TERM LIFE INSURANCE POLICIES ISSUED
BY NORTH AMERICAN LIFE INSURANCE

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ESSEX COUNTY
DOCKET NO.: ESX-L-7205-07

Civil Action

08-640
(CJLL)

**CERTIFICATION PURSUANT TO
LOCAL CIVIL RULE 11.2**

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U.S. DISTRICT COURT
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